THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION No.16403 of 2007

DATED : 20-08-2007

Between :

S. Krishna

…Petitioner.

AND

The Station House Officer,
Tukaramgate Police Station,
Secunderabad and another.

…Respondents.

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ORAL ORDER : (per the Hon'ble Sri Justice D.S.R.Varma)

Heard learned Assistant Government Pleader, representing the learned Advocate General appearing for the respondents.

2. This writ petition is taken up on the basis of a telegram, dated 25-07-2007, sent by one Sri S.Krishna, R/o.10-4-D/69, Addagutta, East Marredpally, Secunderabad, to the Hon'ble the Chief Justice, High

Court of Andhra Pradesh, Hyderabad, alleging that his son viz., S. Devender, was illegally detained by the personnel of Tukaramgate Police Station and apprehending danger to his life.

3. The Inspector of Police, Tukaramgate Police Station, Secunderabad, filed counter affidavit, *inter alia*, stating that the alleged detenu is accused in Crime No.69 of 2007 registered for the offence under Section 376 (f) of Indian Penal Code of Tukaramgate Police Station. He was arrested on 25-07-2007 and produced before the X Additional Chief Metropolitan Magistrate, Secunderabad, on 26-07-2007, who inturn remanded him to judicial custody and by virtue of the said remand order, the alleged detenu is now lodged at Central Prison, Chenchalguda, Hyderabad.

4. In view of the fact that the alleged detenu is now lodged in Central Prison, Chenchalguda, Hyderabad, we do not see any ground whatsoever to continue the writ petition any further. There are no merits in the writ petition and the same is liable to be dismissed.

5. Accordingly, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

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JUSTICE D.S.R.VARMA

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JUSTICE D.APPA RAO

20-08-2007
Msr.

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(Msr)